

Message Text

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PAGE 01 PARIS 24338 031518Z
ACTION L-03

INFO OCT-01 EUR-12 ISO-00 JUSE-00 CA-01 /017 W
-----075140 040600Z /10

R 031432Z AUG 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC 5673

UNCLAS PARIS 24338

E.O. 11652: N/A
TAGS: PDIP, FR (CATINO, ALFRED)
SUBJ: EXTRADITION: ALFRED CATINO AKA HERBIE ROSS AKA
FRANKIE ROSS AKA RED JACKET

REF: PARIS 16877

1. WE HAVE RECEIVED FORMIN NOTE DATED JULY 28 PROVIDING
COPY OF ARRET BY CHAMBRE D'ACCUSATION ISSUED JULY 12
FOLLOWING HEARING ON JUNE 28 OF DEFENSE ARGUMENTS ON
US. MATERIAL SUPPLIED PER REFTEL. CHAMBRE REQUIRES
ADDITIONAL INFORMATION AND HAS FIXED OCTOBER 18 FOR NEXT
HEARING.

2. IN JANUARY 1978 CHAMBRE HAD REQUESTED ADDITIONAL
INFORMATION ABOUT CATINO'S ACTIVITIES ON U.S. SOIL
WHICH WOULD SUBSTANTIATE U.S. CHARGE OF CONSPIRACY TO
IMPORT DRUGS INTO UNITED STATES. JUSTICE DEPARTMENT
SUPPLIED AFFIDAVIT EXECUTED MARCH 1 BY SPECIAL AGENT
MICHAEL PRIORE. THIS AFFIDAVIT WAS FOCUS OF JUNE 28
DEFENSE PRESENTATION. DEFENSE TOOK POSITION PRIORE
AFFIDAVIT INSUFFICIENT TO PROVE CATINO HAD ENGAGED IN
CONSPIRACY ON AMERICAN SOIL, I.E., BEING MET AT AIRPORT
BY PALERMO AND MEETING WITH HIM IN BAR COULD NOT BE
CONSIDERED AS BEGINNING OF CARRYING OUT OF PLAN ("COM-
ME UN DEBUT D'EXECUTION").

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3. CHAMBRE AGREED WITH DEFENSE THAT INFORMATION FUR-
NISHED BY PRIORE WAS NOT SUFFICIENT TO ESTABLISH THAT
THERE HAD BEEN CONSPIRACY ON U.S. TERRITORY ("PAS
SUFFISANTS POUR ETABLIR L'ENTENTE OU L'ASSOCIATION").
CHAMBRE THUS FOUND IT NECESSARY TO REQUEST U.S.
AUTHORITIES TO FURNISH ESSENTIAL ELEMENTS OF FILE
ESTABLISHED BY AMERICAN AUTHORITIES IN CONNECTION WITH

FACTS RELATED BY PRIORE IN HIS AFFIDAVIT. WE GATHER THAT THIS MEANS THEY WANT DEA'S INVESTIGATIVE REPORT ON CATINO CASE.

4. FRENCH TEXT OF OPERATIVE PARAGRAPH OF CHAMBRE'S ARRET FOLLOWS VERBATIM:

"PAR CES MOTIFS, PRIE LE GOUVERNEMENT DES ETATS-UNIS D'AMERIQUE DE BIEN VOULOIR LUI COMMUNIQUER LES PIECES ESSENTIELLES DU DOSSIER QUI A ETE ETABLI PAR LES SERVICES AMERICAINS A LA SUITE DES FAITS EXPOSES PAR L'AGENT SPECIAL MICHAEL PRIORE, DANS SA DEPOSITION PRECIPITEE, ET QUI SONT SUSCEPTIBLES DE CONSTITUER SUR LE TERRITOIRE DES ETATS-UNIS LE DELIT DE FORMATION D'UNE ASSOCIATION OU D'UNE ENTENTE EN VUE DE L'INTRODUCTION DANS CE PAYS DE STUPEFIANTS FIGURANT SUR LA LISTE DES SUBSTANCES CONTROLEES."

5. COPY OF JULY 12 ARRET BEING POUCHED TO DEPARTMENT (L/M).

6. WE HOPE REQUESTED MATERIAL TOGETHER WITH FRENCH TRANSLATION WILL BE RECEIVED HERE IN TIME TO BE MADE AVAILABLE TO DEFENSE AT OCTOBER 18 HEARING. HARTMAN

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